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**AUG 11 2005**

**FACSIMILE COVER SHEET**

**DATE:** August 10, 2005

**TO:** Examiner BLAIR, Douglas B. **FAX NO.:** 571-273-8300  
USPTO GPAU 2142

**FROM:** Jeffrey G. Toler  
Reg. No. 38,342

**RE:** **RESPONSE TO NOTICE OF NON-COMPLIANT AMENDMENT**

**U.S. APP NO.:** 10/634,116

**FILING DATE.:** 08/04/2003

**APPLICANT(S):** Kenneth R. Jones, et al.

**ATTY DKT NO.:** 1033-SS00379

**TITLE:** SYSTEM AND METHOD TO IDENTIFY DEVICES EMPLOYING  
POINT-TO-POINT OVER ETHERNET ENCAPSULATION

**NO. OF PAGES (INCL. COVER SHEET):** 17

**MESSAGE:**

Attached please find:

- ☒ PTO/SB/21 Transmittal Form (1 pg.)
- ☒ Response to Notice of Non-compliant Amendment (13 pgs.)
- ☒ Copy of Notice of Non-compliant Amendment (2 pgs.)

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PTO/SB/21 (09-04)

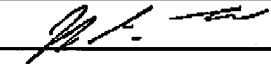
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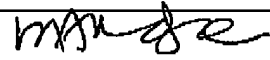
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<b>TRANSMITTAL FORM</b>	Application Number	10/634,116
	Filing Date	08/04/2003
	First Named Inventor	Kenneth R. Jones
	Art Unit	2142
	Examiner Name	BLAIR, Douglas B.
(to be used for all correspondence after initial filing)		
Total Number of Pages in This Submission	16	Attorney Docket Number 1033-SS00379

ENCLOSURES (Check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement  <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Reply to Missing Parts/ Incomplete Application <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers  <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD	<input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): Reply to Notice of Non-Compliant Amendment (37 C.F.R. § 1.121)
Remarks _____		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT			
Firm Name	TOLER, LARSON & ABEL, LLP		
Signature			
Printed name	Jeffrey G. Toler		
Date	8-11-2005	Reg. No.	38,342

CERTIFICATE OF TRANSMISSION/MAILING			
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Signature	Laura H. Andre		
Typed or printed name		Date	08/11/2005

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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AUG 11 2005

Applicant(s): Kenneth R. Jones et al.

Title: SYSTEM AND METHOD TO IDENTIFY DEVICES EMPLOYING POINT-TO-POINT-  
OVER ETHERNET ENCAPSULATION

App. No.: 10/634,116

Filed: 08/04/2003

Examiner: BLAIR, Douglas B.

Group Art Unit: 2141

Atty. Dkt No.: 1033-SS00379

Confirmation No.: 5754

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**MS AMENDMENT**  
Commissioner for Patents  
PO Box 1450  
Alexandria, VA 22313-1450**REPLY TO NOTICE OF NON-COMPLIANT AMENDMENT**

Dear Commissioner:

In response to the Notice of Non-Compliant Amendment document dated July 13, 2005, Applicant submits a replacement of the "Claim Amendments" section and substantive remarks of the Reply to Non-Final Office Action filed April 25, 2005.

Please amend the above-identified application as follows under 37 CFR § 1.121:

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<u>Laura H. Andre</u>	<u>[Signature]</u>
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